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PORTLAND, OR 97204

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APR 08 2009

OFFICE OF PETITIONS

In re Patent No. 6,922,475
Issue Date: July 26, 2005
Application No. 09/932,057
Filed: August 16, 2001
Attorney Docket No. TAI 309

NOTICE


This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28. On September 1, 1998, the Court of Appeals for the Federal Circuit held that 37 CFR 1.28(c) is the sole provision governing the time for correction of the erroneous payment of the issue fee as a small entity. See DH Technology v. Synergystex International, Inc. 154 F.3d 1333, 47 USPQ2d 1865 (Fed. Cir. Sept. 1, 1998).

The Office no longer investigates or rejects original or reissue applications under 37 CFR 1.56. **1098 Off. Gaz. Pat. Office 502 (January 3, 1989).** Therefore, nothing in this Notice is intended to imply that an investigation was done.

Your fee deficiency submission under 37 CFR 1.28 is hereby **ACCEPTED**.

This application is no longer entitled to small entity status. Accordingly, all future fees paid in this application must be paid at the large entity rate.

Inquiries related to this communication should be directed to Diane Goodwyn at (571) 272-6735.


Thurman Page
Petitions Examiner
Office of Petitions

From:

02/24/2009 14:26 #387 P.002/003
04/09/2009 CKHLOK 00000004 111540 6922475
01 FC:1551 980.00 DA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Date: February 24, 2009

Wu-Hong Hsieh

Patent No.: 6,922,475

Serial No. : 09/932,057

Our Docket No.: TAI 309 **RECEIVED**

Filed : August 16, 2001

FEB 26 2009

For : SHOCKPROOF MICROPHONE SUPPORT DEVICE

OFFICE OF PETITIONS

Attention: Dorethea Allen
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313

02/25/2009 DALLN 00000001 111540 6922475
01 FC:1559 490.00 DA

Sir:

CORRECTION OF ENTITY STATUS UNDER 37 CFR § 1.28(c)

The maintenance fee for the above identified application was paid as a small entity on January 5, 2009. Applicants have since learned that they inadvertently claimed small entity status in error. Consequently, applicant hereby authorizes the Director to charge Deposit Account No. 11-1540 in the amount of \$490.00 to cover the deficiency in the payment of the issue fee. An itemization of the deficiency payment follows, pursuant to 37 CFR § 1.28(c)(2).

Type of fee	Amount paid as a small entity	Date payment was Made	Deficiency
3.5 year maintenance fee	\$490.00	January 5, 2009	\$490.00
		Total Deficiency:	\$490.00

Adjustment date: 04/09/2009 CKHLOK
02/25/2009 DALLN 00000001 111540 6922475
01 FC:1559
Applicants respectfully request that their error in claiming small entity status be

excused.

Adjustment date: 04/09/2009 CKHLOK
01/06/2009 INITFEE 00003779 111540 6922475
01 FC:2551 490.00 CR

Page 1 - CORRECTION OF ENTITY STATUS.

Our Docket - TAI 309, Patent No. 6,922,475

From:

02/24/2009 14:27

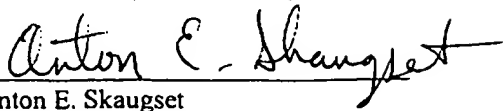
#387 P.003/003

**CERTIFICATE OF FACSIMILE
TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to: Attention: Dorethea Allen, Commissioner for Patents, at facsimile number (571) 273-6317 on February 24, 2009.


Allison M. Deverman Victor

Respectfully submitted,
KOLISCH HARTWELL, P.C.


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Our Docket – TAI 309, Patent No. 6,922,475